

20 January 1832.



(Ireland.)

A

B I L L

To amend the Representation of the People in Ireland.

Note.—The Words printed in *Italics* are proposed to be inserted
in the Committee.

WH **H**EREAS it is expedient to extend the Elective Franchise to many of His Majesty's Subjects in Ireland, who have not heretofore enjoyed the same, and to increase the Number of Representatives for certain Cities and Boroughs in that part of the United Kingdom, and to diminish the Expenses of Elections therein; **B**E it therefore ~~Enacted~~, by The KING's most Excellent MAJESTY, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, **T**HAT, in addition to the persons now by law qualified to vote at the Election of Knights of the Shire for the several Counties in Ireland, every Male person of full age, and not subject to any legal incapacity, who shall hold as Lessee or Assignee any Lands or Tenements demised by lease for any term not less than *Fourteen Years* from the commencement of such lease, whether determinable on a life or lives, or not, and which shall be to such person of the clear yearly value of *Twenty Pounds* at the least over and above all rent and charges, except only Public or Parliamentary taxes, county, church or parish cesses or rates, shall, from and after the passing of this Act, and after due Registration under the provisions thereof, have a Right to vote at the Election of Knights of the Shire to serve in Parliament for the County in which such premises are situate: Provided always, That no person being a lessee in any underlease, or being an assignee thereof, shall have such Right to vote in such Election, unless such underlease shall be also for a term of not less than *Fourteen Years* from the commencement of such underlease, and

1.
Preamble.

Right of
Voting in
Counties at
large ex-
tended to
Leaseholders
of 20L a year.

A

unless

unless such underlessee or assignee shall be in the actual occupation of such premises.

2.
Not to affect
present Voters
in Counties.

And be it Enacted, That nothing in this Act contained shall take away or in any manner affect the Rights of Voting for Knights of the Shire at present enjoyed by, or which may hereafter 5
accrue to any person by virtue of any law now in force, except so far as herein specially provided.

3.
No Vote out
of Townships
in County
which give a
Right to vote
in a City,
Town or
Borough.

Provided always, and be it Enacted, That no person shall be entitled to register as a Voter for the Election of Knights of the Shire for any County in Ireland to serve in any future Parliament in respect of any 10
lands or tenements, by reason of the occupation whereof he shall be entitled to register as a Voter for a Member or Members to serve in Parliament for any City, Town or Borough in Ireland.

4.
Right of
Voting in
Counties of
Cities and
Counties of
Towns ex-
tended

101. Free-
holders.

101. Lease-
holders.

101. House-
holders.

And be it Enacted, That in every City or Town, being a County of a City or County of a Town by itself, and which shall return a 15
Member or Members to serve in any future Parliament, in addition to the persons now by law qualified to vote at the Election of such Member or Members, every Male person of full age, and not subject to any legal incapacity, who shall be seised at law or in equity of any freehold estate in any lands or tenements within such City or 20
Town, and shall be in the actual occupation thereof, of the clear yearly value to him of *Ten Pounds* at the least, above all charges payable out of the same, except only Public or Parliamentary Taxes, county, church and parish cesses or rates, or who shall hold as 25
lessee or assignee any lands or tenements within such City or Town, for such term, of such value, and subject to such provisions as would, under this Act, if such lands or tenements were situate in a County at large without the limits of such City or Town, entitle such 30
person to register his Vote for such County, or who shall hold and occupy any dwelling-house or dwelling-houses, warehouse or warehouses, counting-house or counting-houses, shop or shops within such City or Town, which either separately or together, with any 35
land within such City or Town occupied therewith by one tenant under the same landlord, shall be bona fide subject to the yearly rent of *Ten Pounds*, payable half-yearly or otherwise, or for which a solvent and responsible tenant could afford to pay fairly and without collusion the clear yearly rent of *Ten Pounds*, shall, if duly 40
registered according to the provisions of this Act, be entitled to vote in the Election of a Member or Members to serve in any future Parliament for such City or Town: Provided always, That no such occupier as last above-mentioned shall be admitted to be registered under this Act, unless he shall have occupied such premises as aforesaid for *Twelve calendar Months* next previous to the time of his registry, nor unless such occupier shall have paid or discharged all such Grand Jury and Municipal Cesses, Rates and Taxes, if any, as shall have become due and payable by him in 45
respect

respect of such premises over and above and except *One half year's* amount of such Cesses, Rates and Taxes aforesaid.

And be it Enacted, That from and after the commencement of this Act, no person, save as hereinbefore is provided, shall be registered or admitted to vote as a Freeholder at any Election of any Member or Members to serve in any future Parliament for any County of a City, or County of a Town in Ireland, unless such person shall have an estate of Freehold in lands, tenements or hereditaments in such County of a City or County of a Town, of the clear yearly value of *Ten Pounds* at the least above all charges, except only Public or Parliamentary, Town, County, Church or Parish cesses or rates, and cesses on any townland or division of any Parish or Barony, any law or statute to the contrary notwithstanding: Provided always, That nothing in this Act contained shall prevent any person now being a Forty-shilling Freeholder, entitled to register as such, from retaining (so long as he shall continue to be seised of the same lands or tenements), the Right of Voting in such Election in respect thereof, if duly registered according to the provisions of this Act.

5.
No freehold of less than 10*l.* yearly value to give a Vote at a City or Town.

5.
Saying of registered 40*l.* Freeholders now entitled to vote.

And be it Enacted, That at all Elections of a Member or Members to serve in any future Parliament for any City, Town or Borough in Ireland, not being a County in itself, every Male person of full age, and not subject to any legal incapacity, and duly registered according to the provisions of this Act, who shall hold and occupy any dwelling house or dwelling houses, warehouse or warehouses within said City, Town or Borough, which either separately or conjointly with any land within such City, Town or Borough, occupied therewith by one tenant under the same landlord, shall be bonâ fide subject to the yearly rent of *Ten Pounds*, payable half-yearly or otherwise, or for which a solvent and responsible tenant should afford to pay fairly, and without collusion, the clear yearly rent of *Ten Pounds*, shall be entitled to vote in the choice of a Member or Members to serve in any future Parliament for such City, Town or Borough: Provided always, That no such occupier as last aforesaid, shall be admitted to be registered under this Act, unless he shall have occupied such premises as aforesaid for *Twelve calendar Months* next previous to the time of Registry, nor unless such occupier shall have paid or discharged all such Grand Jury and municipal cesses, rates and taxes, if any, as shall have become due and payable by him in respect of such premises, over and above and except one half year's amount of such cesses, rates and taxes aforesaid.

6.
Right of Voting in Boroughs to be enjoyed by Occupiers of Houses, &c. of the annual value of 10*l.*

Provided always, and be it Enacted, That all Freemen and persons who, by reason of any corporate right, are now by law entitled to vote at the Election of a Member or Members to serve in Parliament for any City, Town or Borough, and all persons born before the passing of this Act, who, by reason of birth, marriage or service,

7.
Saying for Freemen now entitled to vote while resident.

or of any statute now in force, shall be admitted to their freedom in any City, Town or Borough, sending a Member or Members to Parliament, shall, after such registration as is directed by this Act, but so long only as they shall reside within the said City, Town or Borough, or within *Seven* statute Miles of the usual place of Election therein, have and enjoy such Right of Voting as fully and in like manner as if this Act had not been passed.

8.
Additional
Members.

And be it Enacted, That the City of Limerick, the City of Waterford, the Borough of Belfast, the County of the Town of Galway, and the University of Dublin, shall each respectively return One Member to serve in each future Parliament, in addition to the Member which each of the said places is now by law entitled to return.

9.
Boundaries
of Cities,
Towns and
Boroughs,
defined.

And be it Enacted, That each of the Cities, Towns and Boroughs returning a Member or Members to serve in Parliament, shall, for the purposes of this Act, include the place or places respectively which shall be comprehended within the Boundaries of each of the said Cities, Towns and Boroughs respectively, as such Boundaries shall be settled by an Act to be passed for that purpose in this present Parliament, which Act, when passed, shall be deemed and taken to be part of this Act, as fully and effectually as if the same were incorporated herewith.

10.
No unregis-
tered Person
to vote;

and Six
Months' pos-
session before
first Registry,
and Twelve
Months' pos-
session before
any subse-
quent Regis-
try.

And be it Enacted, That no person shall be admitted to vote at any Election of a Member or Members to serve in any future Parliament for any County, City, Town or Borough in Ireland, the University of Dublin excepted, unless such person shall have been qualified as aforesaid, and duly registered under this Act; and that no person shall be so registered in respect of any lands, tenements or hereditaments, unless he shall have been in the actual possession thereof, or in receipt of the rents, issues or profits thereof, for his own use, as the case may require, for *Six calendar Months* next previous to the first Registry under this Act; and for *Twelve calendar Months* next previous to any subsequent Registry under the same: Provided always, That when any lands, tenements or hereditaments, which would otherwise entitle the owner, holder or possessor thereof to vote in any such Election, shall come to any person at any time within *Six Months* next before such Registry, by descent, succession, marriage settlement, devise, or promotion to any benefice or office, such person shall be entitled in respect thereof to be registered as a Voter at the Registry for such County, City, Town and Borough respectively then next to be had by virtue of this Act.

11.
A Special
Session for
registering
Voters to be
held for
each County,
City, Town

And be it further Enacted, That after the commencement of this Act, a Special Session, for the purpose of registering Voters for each County, City, Town and Borough in Ireland having the right to send a Member or Members to Parliament, (the Borough of the University

University of Dublin only excepted), shall be holden in each such County, by and before the Assistant Barrister or Chairman of such County, and in each such City, Town and Borough respectively, by and before the Assistant Barristers and Recorders in the Schedule (A.)

and Borough, at such days and places as the Lord Lieutenant shall appoint.

hereto annexed mentioned, on such day or days and at such places respectively as the Lord Lieutenant or other Chief Governor or Governors of Ireland shall appoint; and the Clerk of the Peace in and for each such County, City, Town and Borough, or his Deputy, shall, *Thirty Days* at the least before the day respectively so appointed, cause to be posted in conspicuous places within each such County, City, Town and Borough respectively, Notices that such Session for the purposes of registering the Names of Voters under this Act for such County, City, Town or Borough will be held on the days and at the places so appointed, and that applications for that purpose will be then and there taken into consideration.

Notice by Clerk of the Peace.

And be it Enacted, That every person intending to apply at such Session to be registered as a Voter for any County, City, Town or Borough, shall give or cause to be given to such Clerk of the Peace or his Deputy, acting for such County, City, Town or Borough, Notice in writing of such his intention, *Twenty* clear days at the least before the first day appointed for holding such Session respectively, and shall in such Notice state his name and residence, the right in respect of which he intends to apply, and the nature and particulars of the qualification relied upon by him as entitling him to be so registered; and ~~such Clerk of the Peace, or his Deputy, shall thereupon enter~~ all such Notices according to the order in which he shall receive them, and shall, *Ten Days* at least before the day appointed for holding such Session, cause Alphabetical Lists of such Voters to be printed and circulated, and to be posted in conspicuous places throughout such County, City, Town or Borough, and no such List shall be liable to any stamp duty.

12.
Notice to be given to Clerk of the Peace, of intention to register.

And be it Enacted, That at each Session the Clerk of the Peace, or his Deputy, shall call the names of the persons contained in such List, in alphabetical order; and each person so called shall produce in open Court the Deed, Lease or Instrument, if any, duly stamped, by virtue of which he shall claim a right to be registered; or if he shall not claim by virtue of a deed, lease or instrument, then such person shall otherwise establish his right to be registered as such Voter, pursuant to his said Notice, according to the provisions of this Act; and such person, if claiming as a freeholder or leaseholder or householder, shall also make it appear that the property in respect of which he seeks to be so registered, is of the value and nature by this Act prescribed, and that he is otherwise duly qualified to be registered according to the provisions of this Act.

13.
Proceedings at the Special Sessions.

And be it Enacted, That the Assistant Barrister, Chairman or Recorder, shall inspect and examine every deed, lease or instrument

14.
Assistant Barrister to investigate Claims to register.

so produced, and shall investigate the claim made thereunder or otherwise to be registered, and shall determine upon the validity or invalidity of such claim, and shall and may examine and inquire, as well by the oaths of the claimants as by any other evidence offered in support of or in opposition to such claim, whether such claimant is or is not to be registered as a Voter for the County, City, Town or Borough to which his claim shall relate, and in case of any claim in respect of the freehold, leasehold or household property, whether the same be of the value and nature respectively hereby prescribed and required, and shall also inquire by any of the means aforesaid as he shall think fit, into the truth of the several particulars required by the provisions of this Act, or required to be stated in any oath by such claimant hereinafter prescribed to be taken for such Registry.

15.
If the Assistant Barrister adjudge the Claimant entitled, he shall take the Oath or Affirmation hereby prescribed.

And be it Enacted, That if such Assistant Barrister, Chairman, or Recorder, shall deem such claimant to be entitled under this Act to be registered as a Voter for the County, City, Town or Borough, to which his claim shall relate, and not be subject to any legal disqualification, such Barrister, Chairman or Recorder, shall so declare and adjudge, and the person so declared entitled, shall verify his title by affidavit; and if his title be founded upon freehold, leasehold or household property, shall take and subscribe the oath stated in the Schedule (C.) to this Act annexed, instead of any oath or oaths which by the law now in being he would be liable to take or subscribe.

16.
Affidavits of Registry to be signed by the Assistant Barrister, and to be filed of record.

And be it Enacted, That every such affidavit shall be signed by the Assistant Barrister, Chairman or Recorder before whom the same shall be taken, and shall be by him delivered to the Clerk of the Peace or his Deputy, as the case may be, to be filed and kept amongst the records of the County, City, Town or Borough; and such Barrister is hereby required to take care that such oaths shall be agreeable to the form hereby prescribed, and no objection in point of form shall at any time hereafter be allowed to any such oath when signed.

17.
If Claimant not entitled to register, Assistant Barrister shall so adjudge, and set forth the objection.

And be it Enacted, That in case it shall appear to such Assistant Barrister, Chairman or Recorder, that any person claiming to be registered as a Voter for any County, City, Town or Borough, is not entitled so to be registered, such Assistant Barrister, Chairman or Recorder shall refuse to permit such person to be registered, and shall make an order accordingly; and when such refusal shall be on the ground of insufficiency of value, the order of refusal shall state such insufficiency as the ground of such order, or otherwise shall state the objection by reason whereof the claimant has been adjudged not to be entitled to be registered: Provided always, That such order shall be without prejudice to any future application to be registered, which the person so rejected shall think fit to make at any subsequent General Quarter Sessions of the Peace.

Provided

Provided always, and be it Enacted, That a Certificate of Registry made pursuant to the Laws in force in Ireland, previous to the passing of this Act, shall be deemed and taken to be *prima facie* evidence of the right of to be registered; and that any person having given notice of his intention to register, as by this Act required, shall, upon producing or causing to be produced, such certificate at the Session for that purpose to be held, be entitled and admitted to register his Vote and obtain his Certificate under this Act, without further proof or oath, unless cause to the contrary shall appear; and in cases where a Certificate of Registry shall not be produced, or in case it shall appear expedient, it shall be lawful for the Assistant Barrister, Chairman or Recorder presiding at the Sessions to be holden for the purpose of registering Votes under this Act, to refer to any original affidavit or affirmation or transcript or record thereof, or any entry thereof in the book or books which by virtue of the laws now in force in Ireland, the Clerks of the Peace or Town Clerks throughout Ireland are authorized or required to make or keep, and in case the said Assistant Barrister, Chairman or Recorder shall be satisfied, on inspection thereof, that such affirmations or affidavits or entries are correct, it shall not be necessary for him further to inquire into the right of voting claimed thereunder, but he shall and may direct and allow the same to be registered, and the claimant to have his Certificate under this Act without oath or further proof.

18.
Production of
Certificate of
Registry under
existing law to entitle
Claimant to
Certificate under this
Act, without
oath or further evidence.

And be it Enacted, That if any person against whose claim any such order shall be made on the ground of insufficiency of value, shall deem himself aggrieved thereby, it shall be lawful for such person to appeal therefrom to the Judges of Assize at the next Assizes for the County, City, Town or place within which the property in right whereof such person claims to register such Vote shall be situate; and such Judges of Assize, or one of them, are and is hereby empowered and required to try and inquire by the verdict of a Jury whether such property is of the annual value within the meaning of this Act, at which the claimant seeks to register such Vote; and such Jury shall be returned by the same officer and in the same manner in which Juries are now returned in cases of appeal from the decrees of Assistant Barristers on civil Bills; and if such Jury shall give a verdict in favour of the claim to register, and the Judge before whom the same shall be tried shall consider such claim to be in other respects well founded, the order so complained of shall be thereupon reversed, and the claimant be declared and adjudged entitled to be registered as a Voter, under this Act, and such adjudication shall have the same effect to all intents and purposes as if the same had been made by such Assistant Barrister, Chairman or Recorder at the Sessions aforesaid.

19.
Where adjudication
against
Claimant is
founded on
insufficiency
of value,
Claimant may
appeal to
Judges of
Assize, and
have the ques-
tion tried by
a Jury.

And be it Enacted, That where any person against whose claim to register as a Voter at Elections for any County, City or

20.
When regis-
try is refused
on any other
ground,

Claimant may
appeal to
Judges of
Assize.

Town or place, any order shall be made by the Assistant Barrister, Chairman or Recorder, on any other ground than insufficiency of value, shall consider himself aggrieved by such order, it shall be lawful for such person to appeal from such order to the Judges of Assize at the next Assizes to be holden for the same County, City, Town or place, and such Judges of Assize, or one of them, shall have power on motion to review such order, and either to affirm or reverse the same as shall be fit, and thereupon to adjudicate; and which adjudication shall have the same effect to all intents and purposes, as if the said adjudication had been made by such Assistant Barrister, Chairman or Recorder, at the Sessions aforesaid.

21.
Proceedings
in case of
reversal of
order.

And be it Enacted, That in every case in which an order of an Assistant Barrister, Chairman or Recorder shall upon appeal be reversed, the Judge before whom the same shall have been heard, shall thereupon cause such oath to be taken and subscribed, and such certificate to be given, and shall sign the same respectively, in like manner as the Assistant Barrister is hereinbefore required to do, and shall cause such acts to be performed by the Clerk of the Peace or his Deputy; and such proceedings to be had as hereinbefore directed and required, when any Voter is registered at any Sessions before the Assistant Barrister, Chairman or Recorder, and such oath and certificate, and such acts and proceedings, shall be of the like effect as if they had been taken, subscribed, given, performed and had before the Assistant Barrister, Chairman or Recorder.

22.
After the Special Sessions
hereby directed, Voters
may be registered at Quarter Sessions.

And be it Enacted, That after the determination of the Session hereby directed to be first holden for the Registry of Voters for Counties, Cities, Towns and Boroughs, it shall be lawful for any person claiming a right so to be registered to apply for that purpose at any Civil Bill Court to be held by and before the Assistant Barrister, Chairman or Recorder, by the said Schedule (A.) to this Act annexed, authorized to register Voters for such County, City, Town or Borough, a Notice of his intention so to do, in the form hereinbefore provided, *Twenty* clear days at the least before the day appointed for the holding of such General or Quarter Session; and if within a County at large, in the division within which the freehold or leasehold interest intended to be registered shall be situate; and the Clerk of the Peace, or his Deputy, shall in such case proceed in all respects in the same manner as hereinbefore prescribed with relation to applications for registering Voters at the first Session for that purpose hereby directed; and the Assistant Barrister of such County, Chairman or Recorder, is hereby authorized and required to hear and determine such applications at such General or Quarter Sessions, in the same manner in all respects as is hereinbefore provided with respect to applications to register at the Sessions for that purpose to be first holden under this Act; and thereupon the same proceedings

ceedings shall and may be had, the like orders made, the like oaths taken, the like certificates granted, the like rights and powers of appeal enjoyed and exercised, and the like rules and regulations, enactments and things observed, performed and followed, as if such application had been made at the first Session for registering Votes directed to be held under this Act : Provided always, That a certificate of a former registry under this Act shall be deemed and taken to be *prima facie* evidence of the Right of Voting; and that any person having given notice of his intention to register anew under this Act, shall, upon producing or causing to be produced such former certificate at the Sessions for that purpose to be held, be entitled and admitted to register his Vote, and to obtain a new certificate under this Act without further proof on oath, unless cause to the contrary shall appear, and shall by virtue of such new certificate be entitled to vote at any Election or Elections to be held within *Eight Years* next after the obtaining of such new certificate.

And be it Enacted, That upon any person, being under this Act declared entitled to be registered as a Voter, and upon his production of the proper stamp for such purpose, the Clerk of the Peace or his Deputy shall then and there give to the person so declared entitled a Certificate, signed by such Clerk of the Peace or his Deputy, as also by the Barrister, Assistant Barrister, Chairman, Recorder or Judge, declaring such right, that such person has been registered as a Voter for such County, City, Town or Borough, and the character and right in which he has been so registered, and the date of such registry as aforesaid; and which Certificate, or such copy thereof as hereinafter mentioned, shall be the proper Evidence of the right of the person named therein to vote: Provided always, That if such Certificate shall happen to be destroyed or lost, the person named therein shall be entitled, upon an affidavit of the loss or destruction of such Certificate, made by him before any Justice of the Peace for the proper County, City or Town respectively, to receive from the Clerk of the Peace or his Deputy, a stamped copy of such Certificate in lieu of the original, and which shall be signed in manner aforesaid, and for which signature the Voter shall pay to the Clerk of the Peace, besides the stamp-duty thereon, the sum of *One Shilling*, and no more.

And be it Enacted, That every person who shall duly register as a Voter within this Act, at the first Session for registering his Vote within this Act, shall be thereupon forthwith entitled to vote at any Election to be held in and for the County, City, Town or Borough for which such Voter shall be registered; and that any person who shall at any time after such first Session duly register his Vote according to the provisions of this Act, shall be entitled to vote at any Election to be held by virtue of any Writ tested *Six calendar Months* at least after such Registry.

23.
Certificate of
Registry to
be given to
each regis-
tered Voter.

24.
Voters regis-
tering at first
Sessions to be
entitled to
vote imme-
diately, others
after Six
Months.

25.
No Person to
vote under
this Act,
unless regis-
tered within
Eight years
preceding the
Election.

And be it Enacted, That no person shall be admitted to vote at any Election of a Member or Members to serve in any future Parliament by virtue of any Registry under this Act, unless he shall have registered the same within *Eight Years* next before such Election.

26.
Registry con-
trary to this
Act, invalid.

And be it Enacted, That no Registry hereafter to be made shall be valid, unless made conformably to the provisions of this Act.

27.
Assistant
Barristers
may adjourn
Sessions, if
necessary.

And be it Enacted, That in case any exigency shall render it necessary for any Assistant Barrister, Chairman or Recorder to adjourn any Session for the Registry of Votes so appointed to be holden, it shall be lawful for him to adjourn and continue the same, as circumstances may require.

28.
Persons regis-
tered under
this Act, to be
exempt from
all Fees, save
Stamp Duty
only.

And be it Enacted, That any person duly registered under this Act shall be exempted from the payment of any Fee whatever for or in respect of such Registry, save only such stamp duty as by this Act is provided.

29.
Clerk of the
Peace yearly
to make out
Alphabetical
List of Voters.

And be it further Enacted, That the Clerk of the Peace for each County, City, Town and Borough returning a Member or Members to Parliament, shall, on or before the day of in each and every year, make out correct Alphabetical Lists of the registered Voters in each County, City, Town and Borough in which he has acted in making such Registry as aforesaid, and shall, at the expense of such County, City, Town and Borough respectively, on or before the said day of in each year, cause such Lists to be printed and posted in some conspicuous places in the Counties, Cities, Towns and Boroughs to which such Lists respectively relate; and shall also deliver to any person applying for the same a copy of each such printed List, upon being paid *One Shilling* for each such copy.

30.
Expenses of
printing Lists
and of Posting
and Publica-
tions, to be
defrayed by
the County,
&c.

And be it Enacted, That the expenses of printing the Notices and Postings hereby directed, shall be defrayed by the Clerk of the Peace in said County, City and Town respectively; and the Grand Jury of each such County, City and Town, as the case may be, are hereby required, at the next assizes or presenting term after such notices and postings to present, to be levied off their respective Counties in the same manner as other sums are authorized to be presented by such Grand Juries, all such sums as shall have been necessarily disbursed by such Clerks of the Peace respectively, which sums shall be paid to such Clerks of the Peace.

31.
Assistant
Barrister, &c.
to administer
Qualification
Oaths before
Registry.

And be it further Enacted, That the Assistant Barrister, Chairman, Recorder and Judge, declaring the Right of any person to vote under this Act, shall respectively have power to administer to all persons professing the Roman Catholic religion, the Oath now required to be taken by such persons in order to entitle them to vote

vote at Elections; and that it shall not be lawful to grant any Certificate of Registry to any person professing the Roman Catholic religion, unless such person shall have taken such Oath before such Barrister, Assistant Barrister, Chairman, Recorder or Judge.

And be it Enacted, That no Assistant Barrister, Chairman or Recorder shall be eligible to serve in Parliament for any County, City, Town or Borough sending a Member or Members to Parliament, in which he shall have exercised jurisdiction under this Act, as such Assistant Barrister, Chairman or Recorder, for *Seven Years* after he shall have exercised such jurisdiction.

32.
Assistant
Barrister, &c.
ineligible, for
Seven Years
after Registry
made by him,
to sit for the
place in which
he has exer-
cised such
jurisdiction.

And be it Enacted, That each Riding in the County of Cork, shall be deemed to be a County for the purpose of Registry under this Act.

33.
Cork Ridings
deemed
Counties.

And be it Enacted, That if any person shall refuse to be sworn, or to give evidence before any Judge, Assistant Barrister, Chairman or Recorder or Jury, upon the investigation of any claim to register under this Act as aforesaid, without sufficient lawful excuse to be allowed by such Judge, Assistant Barrister, Chairman or Recorder, it shall be lawful for such Judge, Chairman, Recorder or Assistant Barrister to order such person to pay a fine not exceeding *Ten Pounds*, to be applied to the use of the Infirmary of the County, City or Town respectively, or such charitable Institution as the Judge, Chairman or Recorder or Assistant Barrister shall think fit, or in default thereof to commit such person to the goal of the said County, City or Town respectively, for any term not exceeding *Two calendar Months*.

34.
Persons re-
fusing to give
evidence, to
be subject to
a Fine.

And be it Enacted, That if any person shall forge or counterfeit the Signature of any Judge, Chairman, Recorder, Assistant Barrister or Clerk of the Peace, to any order, certificate or instrument in writing, purporting to be an order or certificate within this Act, or the Signature of any person to any oath or affirmation within this Act, or shall knowingly utter or publish as true and genuine any such forged or counterfeited order, certificate, instrument, writing, oath or affirmation, every person so offending shall be deemed guilty of *Felony*, and shall be liable, at the discretion of the Court before which he shall be tried, to be *transported beyond the seas* for the term of *Seven Years*, or to be *imprisoned with or without hard labour* for any term not exceeding *Three Years*.

35.
Forgers of
Certificate or
Oath to be
punishable by
transportation
for Seven
Years, or by
imprisonment
for Three
Years.

And be it Enacted, That in every case where an Oath is by this Act required to be taken, every person being a Moravian or Quaker may make Affirmation in the form prescribed hereby for each such Oath respectively, and that all provisions herein contained relative to any Oath, shall respectively extend and apply to every such Affirmation.

36.
Quakers or
Moravians
may affirm.

37.
Taking Oath
or Affirma-
tion to be
Perjury.

And be it Enacted, That if any person shall, in any oath or affirmation to be taken under this Act, wilfully and corruptly swear or affirm falsely, such person shall be deemed guilty of *Perjury*, and be liable to the same pains, penalties and punishments as any person is now liable to for wilful and corrupt *Perjury*.

38.
Officers to
attend
Sittings for
Registry.

And be it Enacted, That the Sheriff of each County, City and Town in Ireland, or his Under-Sheriff, and also the Clerk of the Peace or his Deputy, and Town Clerks for each such County, City, Town or Borough, or his Deputy, and the Chief Constable of the Barony in which each and every such Court of Sessions as by this Act is directed shall be held, and such number of other Constables as the Assistant Barrister, Chairman or Recorder shall deem sufficient, shall attend the Court from day to day during the continuance of such Sessions; and every Clerk of the Peace and Crown Clerk or Deputy, as the case may be, attending any such Sessions, shall take with him and from day to day attend with such original affidavits or affirmations, and all and every such Book and Registry as under and by virtue of the laws now in force in Ireland or under this Act such Clerk of the Peace or Town Clerk or his Deputy is required to keep or to attend with and produce at any Election or place of polling in Ireland.

39.
Voters in the
County of
Dublin to be
registered
before Chair-
man, and in
the City of
Dublin,
before the
Recorder.

And be it Enacted, That in the County of Dublin all Voters to be registered under this Act, shall be registered before the Chairman of the Sessions of that County, and in the City of Dublin before the Recorder of the said City, in the same manner in all respects as before the Assistant Barrister in any other County, City or Town; and such Chairman and Recorder respectively shall have, exercise, perform and discharge every power, jurisdiction, right, authority, duty and function hereby vested in or given to any such Assistant Barrister; and in any case where an appeal is hereby allowed from the order of an Assistant Barrister to the Judge of Assize, the like power of appeal from any order of such Chairman or Recorder respectively shall and may, in the case of any Voter in the County of Dublin and City of Dublin respectively, be enjoyed and had to a Judge of any of His Majesty's superior law Courts of Record in Dublin at Nisi Prius, at the Sittings for the City of Dublin next after such order made, and the Judge to which any such appeal shall be made, shall proceed with respect thereto in the same manner as any Judge of Assize is hereby authorized or required to proceed.

40.
Power to the
Assistant
Barrister,
&c. to fine
Clerk of
Peace, &c. for
breach of
duty.

And be it Enacted, That every Session to be held for registering Voters within this Act shall be deemed a Court of Record, and that it shall be lawful for every Assistant Barrister, Chairman and Recorder before whom such Court shall be held from time to time as there shall be occasion, to fine the Clerk of the Peace or his Deputy, the Town Clerk or his Deputy, or the Sub-Sheriff of the County, City or Town for which said Court shall be held, and any chief or petty

petty constable who shall respectively be guilty of any breach of duty in the execution of this Act, in any sum not exceeding *Five Pounds*; and at his discretion to fine in any sum not exceeding *Forty Shillings*, or to commit to prison for any time not exceeding a *Fortnight*, any person whatsoever who shall disturb the Court so to be held by him for registering Voters as aforesaid, or who shall be guilty of any other contempt of the said Court.

And be it Enacted, That no person shall be allowed to have any Vote at any Election of a Member or Members to serve in Parliament for or by reason of any Trust Estate or Mortgage, unless such Trustee or Mortgagee be in actual receipt of the rents and profits of the same Estate, but that the cestui que Trust or Mortgagor in possession shall and may register and vote for the same Estate, notwithstanding such Trust or Mortgage.

41.
Provision as
to Trustees
and Mort-
gagees.

And be it Enacted, That after the *end of the present Parliament*, all Booths erected for the convenience of taking Polls, shall be erected at the joint and equal expense of the several Candidates, and the same shall be erected by contract with the Candidates, if they shall think fit to make such contract, or if they shall not make such contract, then the same shall be erected by the Sheriff or other Returning Officer or Officers, at the expense of the several Candidates as aforesaid; and the Deputies appointed by the said Sheriff or other Returning Officer or Officers shall be paid each *Two Guineas* by the day; ~~and the Clerks employed in taking the Polls shall be~~ paid each *One Guinea* by the day, at the expense of the Candidates at such Election: Provided always, That if any person shall be proposed without his consent, then that the person so proposing him shall be liable to defray his share of the said Expenses in like manner as if he had been a Candidate.

42.
Candidate,
or person
proposing
Candidates
without his
consent, to be
at the expense
of Booths and
Poll Clerks.

And be it Enacted, That the Sheriff or other Returning Officer shall, before the day fixed for the Election, cause to be made, for the use of each Booth at such Election, a true Copy of the Register of Voters, and shall under his hand certify every such Copy to be true.

43.
Certified
Copies of the
Registry of
Voters for
each Booth.

And be it Enacted, That every Deputy of a Sheriff or other Returning Officer shall have the same power of administering the Oaths and Affirmations required by law, as the Sheriff or other Returning Officer has by virtue of this or any other Act, and ~~subject to the same regulations and provisions in every respect as such~~ Sheriff or other Returning Officer.

44.
Powers of
Deputies of
Returning
Officers.

And be it Enacted, That the Certificate by this Act directed, shall be conclusive of the Right of Voting of the person named therein, and that the Returning Officer or his Deputy, upon the production of such Certificate by such person, and upon his taking

45.
Certificate to
be conclusive
of Right of
Voting;
and no
objection at
Poll, save by
Affidavit in
Schedule (B.)

the oaths hereinafter mentioned, if required so to do, shall admit such person to vote without any other oath or examination, and shall indorse the initials of his name thereon, with the day and year when the same was produced, and that no inquiry whatever, as to the Right of Voting of such person, shall be permitted to be made, nor shall any scrutiny be allowed, save only that the Sheriff, Returning Officer or his Deputy, shall, if required by any Candidate or his agent, and he is hereby authorized so to do immediately before the polling of any Voter, administer to such Voter the oath in the Schedule (B.) to this Act annexed : And provided also, That the oath against Bribery may be administered at the desire of any Candidate to any person tendering his vote, in like manner as the same might be administered before the passing of this Act : And provided always, That if such person so tendering his Vote shall appear by such Certificate to have before voted at such Election, or shall refuse to take the said oaths or either of them when required so to do, the Sheriff, Returning Officer or his Deputy, shall reject such Vote.

46.
All Election
Laws to
remain in
force, save
when altered
by this Act.

And be it Enacted, That all laws, statutes and usages now in force respecting Elections of Members to serve in Parliament for any County, City, Town or Borough in Ireland shall, save so far as they are respectively repealed or allowed by this Act, remain, and they are hereby declared to be in full force ; and that all Elections for any Member or Members to serve in this present Parliament, to be hereafter had, shall be held and made as if this Act had not been passed.

47.
In case of
Dissolution
of Parliament
before Regis-
try, the new
Right of
Voting shall
take effect
without
Registration.

Provided always, and be it further Enacted, That if a Dissolution of this present Parliament shall take place after the passing of this Act, and before the termination of the Special Sessions for any County, City or Town, to be first holden under the provisions of this Act, in such case such persons only shall be entitled to vote at the Election of Members to serve in a new Parliament for such County, City or Town as would have been entitled to register their Votes under this Act, if the day of Election had been the day for such Registry, and such person shall be entitled to vote in such Election, although they may not be registered according to the provision of this Act, anything herein contained notwithstanding.

48.
Penalties on
Officers for
breach of
duty

And be it Enacted, That if any Sheriff, Clerk of the Peace, Town Clerk, Returning Officer or other person shall wilfully contravene or disobey any provisions of this Act, he shall for each such offence be liable to be sued for the sum of *One hundred Pounds*, to be recovered by an action of debt or information in the name of His Majesty's Attorney General, or any other person, in any of His Majesty's superior Courts of Record at Dublin ; and the Jury may in any such action find a verdict for the sum of *One hundred Pounds*, or for any sum not less than *Ten Pounds*, as they shall think just ; and the defendant

defendant against whom such verdict shall be found shall pay the amount thereof, with full costs of suit, to the use of His Majesty, or of the person suing.

And be it Enacted, That nothing herein contained shall in anywise
 5 prejudice or affect the right of any party grieved by any such misconduct of any Sheriff, Returning Officer or other person, to recover in an action in the case of a False Return, or such other action as such person may by law be then entitled to maintain.

49.
 Not to pre-
 judice rights
 of Action
 against
 Officers.

And be it Enacted, That if any person at the time of any Election,
 10 being in the enjoyment of any office disqualifying him from voting at such Election, or being otherwise disqualified, or having ceased to be qualified, shall notwithstanding presume to vote at such Election, such person shall forfeit to His Majesty a sum of *One hundred Pounds*, and shall be liable to all penalties, forfeitures and provisions
 15 to which he would have been subject for such offence by any law in force at the time of committing the same; and in case of a petition to the House of Commons for altering the Return or setting aside the Election at which such person shall have voted, his vote shall be struck off by the Committee, with such costs as to them
 20 shall seem meet, to be paid by him to the Petitioner.

50.
 Persons
 disqualified,
 and Voters
 subject to
 Penalties, and
 liable to Costs,
 on Petition
 to House of
 Commons.

And be it Enacted, That, in addition to the persons now qualified to vote at the Election of a Member to serve in Parliament for the University of Dublin, every person being of the age of twenty-one years, who has obtained, or hereafter shall obtain, a Scholarship or
 15 Fellowship in the said University, and whose name shall be upon the books of the said University, shall be entitled to vote at any Election of a Member or Members to serve in any future Parliament for the said University, not only during the continuance of such his Scholarship or Fellowship, but so long as the name of such person shall be kept and continue to be kept on the books of the said
 30 University as a Member thereof, subject however and according to the Rules and Statutes of the said University.

51.
 Right of
 Voting in the
 University of
 Dublin con-
 tinued to all
 Fellows and
 Scholars, as
 long as their
 names are
 kept in the
 Books of the
 University.

And be it further Enacted, That every person who has been a Scholar or Fellow of the said University, and who shall have
 35 voluntarily removed his name from the books of the said University, shall be entitled, within *Six Months* after the passing of this Act, and not after, to replace the same thereon upon payment of the sum of _____ and that every person whose name shall be continued upon the said books for the purpose
 40 of entitling him to vote at the Election of Members to serve in Parliament for the said University, shall be liable to pay to the said College an annual sum of _____ and no more, and that upon the refusal of any such person to pay the annual sum of _____ within *One Month* after the same shall have been demanded, his name shall be removed from said books, and shall not be again replaced thereon.

52.
 Right to Ex-
 scholars and
 Ex-Fellows to
 replace their
 Names on the
 books of the
 University.

53.
Explanation
of terms used.

And be it Enacted, That the words "City, Town or Borough" used in this Act shall be construed to include all places, whether corporate or otherwise, entitled to send a Member or Members to Parliament; and that the words "Returning Officer" used in this Act shall be construed to include every person by his office entitled to preside at the Election of a Member or Members to serve in Parliament, and to include several persons so entitled.

54.
Clergymen to
register as
Freeholders.

And be it Enacted, That no Clergyman shall be permitted to vote as such at any Election of a Member or Members to serve in any future Parliament, unless his name shall have been duly registered as a Freeholder under this Act.

55.
Separate Free-
holds to be
counted in
estimation of
value as one
Freehold.

And be it Decreed and Enacted, That every person entitled to two or more freehold estates or interests in any County, County of a City, or County of a Town in Ireland, the annual value whereof shall in the aggregate amount to *Ten Pounds*, according to the mode of valuing freeholds by this Act prescribed for the qualification of Electors, and who shall in all other respects be duly qualified, shall be admitted to register and vote according to the provisions of this Act, as if said separate freehold were one freehold, although no one of such freehold estates may be of such annual value of *Ten Pounds*, according to such mode of valuation.

56.
Abolition of
castorary
Notices to
Vote.

AND whereas, by an Act passed in the first year of his late Majesty's reign, intituled, "An Act for the better Regulation of Polls, and for making further provision touching the Election of Members to serve in Parliament for Ireland," it is enacted, that if any person shall vote at any Election by virtue of the registry of an alleged freehold under a lease of lands and tenements for a life or lives made by a lessor who had not at the time of making the same a freehold estate therein, or under a lease of lands or tenements for a life or lives, which lease is to end and determine on some such covenant or condition, that a freehold estate has not been demised by the same, or under a lease of lands or tenements for a life or lives or a certain number of years, which life or lives is or are dead, or under a lease of land or tenements for a life or lives, which lease has expired or been surrendered after due notice not to vote by virtue of any such registry shall have been given to such person by any Candidate or by any Inspector of any Candidate, and which notice every Candidate and Inspector is thereby authorized and empowered to give such person at any time before or during such Election, or in the place of polling, such person, on being convicted thereof, shall forfeit to any person who shall sue for the same the sum of Twenty pounds, to be recovered by him or them, with treble costs of suit by action of debt, at any General Quarter Sessions of the Peace, or at any Assizes that may be held for the County in which such Election shall have taken place: AND whereas, by an Act passed in the fourth year of his late

Majesty's

Majesty's reign, intituled, " An Act to consolidate and amend the
 " several Acts then in force, so far as the same relate to the Elec-
 " tion and Return of Members to serve in Parliament for Counties
 " of Cities and Counties of Towns in Ireland," a similar provision
 5 is made with reference to such Counties of Cities and Counties
 of Towns: AND whereas the giving of such cautionary notices
 by Candidates and Inspectors at and during the time of an Elec-
 tion and in the place of polling, has been productive in many
 cases of vexatious delays and inconvenience to Voters, and is in-
 10 expedient and unnecessary; BE it therefore Enacted, THAT,
 from and after the passing of this Act, so much of the said
 recited Acts of the first and of the fourth year of his late
 Majesty's reign as authorizes and empowers every Candidate and
 Inspector to give such Cautionary Notices to voters at any time
 15 before or during the Elections in Ireland, or in the place of polling
 at such Elections, and as renders it necessary that such Notices shall
 have been so given to any person voting by virtue of the registry of
 the said therein recited alleged freeholds, in order to such person
 being or becoming subject to and incurring the penalties thereby
 20 imposed, shall be and are hereby Repealed: Provided always, That
 nothing herein contained shall exempt or be construed to exempt
 from such penalties any person who at the election of any Member
 or Members to serve in Parliament for any County, or County of a
 City, or County of a Town in Ireland, shall vote by virtue of the
 25 registry of such alleged freehold as aforesaid; but such person, on
 being convicted thereof, notwithstanding the want of such notice
 by any Candidate or Inspector, shall forfeit to any person or persons
 who shall sue for the same the said sum of Twenty Pounds, to be
 recovered by him or them with treble costs of suit, by proceeding in
 30 the nature of Civil Bill, at any General Quarter Sessions of the Peace
 that may be held for the County, or County of the City, or County
 of the Town in which such Election shall have taken place, or by
 action of debt in any of His Majesty's Courts of Record in Ireland.

And be it further Enacted, That the Lord Lieutenant, or other
 35 Chief Governor or Governors of Ireland, shall be and are hereby
 authorized, by warrant under his or their hand, to depute the duty
 of presiding at the Special Sessions to be first held for registering
 Voters under this Act, in any County, City, Town or Borough, to any
 Barrister, of not less than Six Years' standing at the Irish Bar; and
 40 that all the powers, duties, rights and privileges given or imposed by
 this Act to or upon any Assistant Barrister, Chairman or Recorder,
 are and shall be by virtue of such warrant given to and imposed
 upon such Deputies; and that all acts to be done by such Deputies
 shall be of the same efficacy in law as if done by the Assistant Bar-
 rister, Chairman or Recorder, upon whom such duties would have
 otherwise devolved under this Act.

AND, in order to provide a separate fund for the purpose of
 making compensation to the Chairman, Recorder, Assistant Bar-

57.
 Lord Lieuten-
 ant may
 depute duty
 of presiding
 at the Special
 Sessions to be
 first held un-
 der this Act,
 to Barristers
 of not less
 than Six
 Years' stand-
 ing.

58.
 A Stamp
 Duty of
 2s. 6d. to be

on every Certificate of Registry under this Act.

register and Clerks of the Peace, for the labours by this Act imposed upon them; BE it further Enacted, That from and after the passing of this Act there shall be granted, raised, levied, collected and paid in Ireland unto His Majesty, His heirs and successors, a Duty of *Two Shillings and Sixpence* for and in respect of every Certificate and every copy thereof, whereby any person shall claim to be registered as a person entitled to vote for any Member or Members to serve in any future Parliament.

59.
Duty to be under control of Commissioners of Stamps.

And be it further Enacted, That the said Duty shall be under the care and management of the Commissioners of Stamps for the United Kingdom of Great Britain and Ireland, and shall be deemed and taken to be a Stamp Duty, and shall be subject to such and the like provisions as other Stamp Duties in Ireland are or shall be subject to.

60.
Printed form of Certificate to be issued by Stamp Distributors.

And be it Enacted, That a printed Form of every such Certificate and Copy thereof shall be issued from the Office of the said Commissioners in Dublin, and marked with such Stamp as by this Act is required as aforesaid to be imposed thereon, to the several Distributors of Stamps in Ireland, and that no Distributors of Stamps in Ireland shall under any pretence ask, demand, receive or take for any one printed Form of such Certificate or Copy thereof, from any person whatsoever, any greater sum of money than the sum which shall or may be thereon by law chargeable or charged to His Majesty as and for the Stamp Duty on such printed Form, and so in proportion for a greater number of such printed Forms.

61.
Certificate not duly stamped to be null.

And be it further Enacted, That any Certificate, or copy thereof, not duly stamped pursuant to this Act, shall be null and void to all intents and purposes whatsoever.

62.
Stamp Duties to be paid by Distributor to Receiver General of Stamp Duties.

And be it further Enacted, That the several Distributors of Stamps in Ireland shall keep separate and distinct accounts of all monies which shall arise and be received by them respectively, from or in respect of the said Duty by this Act made payable, and that all such monies shall be paid from time to time by the said several Distributors into the hands of the Receiver General of Stamp Duties for the time being in Ireland, and to no other person whatsoever, at such time and in such manner, and subject to the same rules and regulations as is or shall be from time to time by Law directed concerning the several other Stamp Duties in Ireland.

63.
Stamp Duties to be paid into the receipt of the Exchequer.

And be it further Enacted, That the said Receiver General shall keep a separate account of all Monies so received by him as aforesaid, and shall pay the same into the receipt of His Majesty's Exchequer in Ireland, at such times and in such manner, and under and subject to the same rules and regulations as is or shall be from time to time by Law directed concerning the several other Stamp Duties in Ireland.

And

64.
Compensation to be paid to Assistant Barristers, Clerks of Peace, &c. out of Stamp Duty, &c.

And be it further Enacted, That all and every Sum and Sums so paid into the receipt of the said Exchequer, shall be carried to and made part of a separate and distinct Fund, to be called "The Election Fund," and that a separate and distinct account thereof shall be kept at the said Exchequer, and that thereout, if sufficient, or so far as the same may be insufficient, out of the Consolidated Fund, a compensation shall be paid to the said Chairman, Recorder, Assistant or other Barristers, and Clerks of the Peace respectively, at the discretion of the Lord Lieutenant of Ireland, not exceeding to said Chairman, Recorder, or Assistant Barrister, the sum of yearly, and to such Clerk of the Peace the sum of yearly, and the surplus, if any, of the said Fund, after such payment as aforesaid, shall be carried to and made part of the Consolidated Fund,

65.
Act may be amended, &c. during present Session,

And be it further Enacted, That this Act may be amended, altered or repealed, by any Act or Acts to be passed in this present Session of Parliament.

SCHEDULES to which the foregoing ACT refers.

SCHEDULE (A.)

LIST of ASSISTANT BARRISTERS, CHAIRMAN and RECORDERS, before whom Sessions for Registering Voters in each City, Town or Borough are to be held.

SESSIONS FOR	BEFORE
Armagh, Borough - -	Assistant Barrister of Armagh County.
Athlone, Borough - -	Assistant Barrister of Westmeath County.
Bandon Bridge, Borough -	Assistant Barrister of West Riding of Cork County.
Belfast, Borough - -	Assistant Barrister of Antrim County.
Carlow, Borough - -	Assistant Barrister of Carlow.
Carrickfergus, Borough -	Assistant Barrister of Antrim County.
Cashel, Borough - -	Assistant Barrister of Tipperary County.
Clonmel, Borough - -	Assistant Barrister of Tipperary County.
Coleraine, Borough - -	Assistant Barrister of Londonderry County.
Cork, City - - -	Recorder of City of Cork.
Downpatrick, Borough -	Assistant Barrister of Down County.
Drogheda, Borough - -	Recorder of Drogheda.
Dublin, City - - -	Recorder of City of Dublin.
Dundalk, Borough - -	Assistant Barrister of Louth County.
Dungannon, Borough - -	Assistant Barrister of Tyrone County.
Dungarvan, Borough - -	Assistant Barrister of Waterford County.
Ennis, Borough - - -	Assistant Barrister of Clare County.
Enniskillen, Borough - -	Assistant Barrister of Fermanagh County.
Galway, Town - - -	Recorder of Town of Galway.
Kilkenny, City - - -	Recorder of City of Kilkenny.
Kinsale, Borough - - -	Assistant Barrister of East Riding of Cork County.
Limerick, City - - -	Recorder of City of Limerick.
Lisburn, Borough - - -	Assistant Barrister of Antrim County.
Londonderry, City - - -	Recorder of City of Londonderry.
Mallow, Town - - -	Assistant Barrister of East Riding of Cork County.
Newry, Borough - - -	Assistant Barrister of Down County.
Portarlington, Borough -	Assistant Barrister of Queen's County.
Ross (New), Borough - -	Assistant Barrister of Wexford County.
Sligo, Borough - - -	Assistant Barrister of Sligo County.
Tralee, Borough - - -	Assistant Barrister of Kerry County.
Waterford, City - - -	Recorder of City of Waterford.
Wexford, Borough - - -	Assistant Barrister of Wexford.
Youghal, Borough - - -	Assistant Barrister of East Riding of Cork County.